IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO.6123 OF 2007

Mrs.Nirmala Preetam Chhugani & Anr. : Petitioners
(Orig.Defendants)

V/s.

Mrs.Rekha Khushal Jethwani : Respondent
(Orig.Plaintiff)

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Mr.S.S.Kanetkar for the petitioners.

Mr.R.A.Thorat for the respondent.

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CORAM : S.A.BOBDE, J.

DATE : SEPTEMBER 03, 2007.

P.C.

1. Rule, returnable forthwith.

Mr.Thorat waives service of rule on behalf of the respondent.

Heard by consent.

2. After hearing the parties for sometime, the following order is passed by consent:-

O R D E R

(i) There is no reason to interfere with the amounts imposed by the impugned judgement and order as conditions for stay.

(ii) The impugned judgement and order shall stand modified to the extent that the petitioners shall be entitled to deposit the arrears in the appellate Court within a period of two months from today.

(iii) The appeal shall be decided within a period of three months from today.

(iv) The rule is partly made absolute in the above terms.

S.A. BOBDE, J.